


REMARKS/ARGUMENTS

Claims 1 and 2 are rejected under judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 2 and 9 respectively, of Wakiyama et al. (U.S. Patent No. 6,667,764). Applicants submit a terminal disclaimer in compliance with 37 CFR 1.321(c) to overcome the rejection.

In light of the foregoing, it is respectfully submitted that the present application is in condition for allowance and notice to that effect is hereby requested. If it is determined that the application is not in a condition for allowance, the Examiner is invited to initiate a telephone interview with the undersigned attorney to expedite prosecution of the present application.

If there are any additional fees resulting from this communication, please charge same to our Deposit Account No. 16-0820, our Order No. 33623.

Respectfully submitted,
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Date: August 25, 2006